

MICHELE BECKWITH
Acting United States Attorney
MATHEW W. PILE, WSBA 32245
Associate General Counsel
Office of Program Litigation, Office 7
MICHELLE A. PAVELEK, CSBN No. 300642
Special Assistant United States Attorney
Social Security Administration
6401 Security Boulevard
Baltimore, MD 21235
Telephone: (510) 970-4862
Facsimile: (415) 744-0134
Email: Michelle.A.Pavelek@ssa.gov
Attorneys for Defendant

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

MICHAEL JOSEPH FOWLER,)	Case No.: 2:24-cv-03550-DMC
Plaintiff,)	STIPULATION AND ORDER FOR AN
vs.)	EXTENSION OF TIME
COMMISSIONER OF SOCIAL SECURITY,)	
Defendant.)	

Pending the Court's approval, IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of record, that the time for Defendant to respond to Plaintiff's Motion for Summary Judgment be extended forty-five (45) days from May 12, 2025, up to and including June 26, 2025. This is the Defendant's second extension request.

Pursuant to the agency's recent deferred resignation/retirement program, the undersigned counsel, Michelle A. Pavelek, will be placed on administrative leave as of Monday, May 5, 2025. Consequently, all of the undersigned counsel's cases, including this one, must be reassigned to alternative counsel. Defendant requests this extension not only to ensure a smooth transition as many cases are being reassigned, but also to provide new counsel time to review the record; evaluate the issues raised in Plaintiff's brief; determine whether

options exist for settlement; and if not, to prepare Defendant's response to Plaintiff's motion. Although the request is for 45 days, Defendant's counsel will endeavor to complete these tasks as soon as possible. This request is made in good faith and with no intention to unduly delay the proceedings, and counsel apologizes for any inconvenience.

The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

Respectfully submitted,

LAW OFFICES OF FRANCESCO BENAVIDES

Dated: May 6, 2025

/s/ Francesco Benavides*

(*as authorized via e-mail)

FRANCESCO BENAVIDES

Attorney for Plaintiff

Dated: May 6, 2025

MICHELE BECKWITH

Acting United States Attorney

MATHEW W. PILE

Associate General Counsel

Social Security Administration

By: /s/ Michelle A. Pavelek

MICHELLE A. PAVELEK

Special Assistant U.S. Attorney

Attorneys for Defendant

ORDER

Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have an extension, up to and including June 26, 2025, to respond to Plaintiff's Brief and Plaintiff's optional reply brief will be extended to July 10, 2025.

Dated: May 6, 2025



DENNIS M. COTA

UNITED STATES MAGISTRATE JUDGE